

**IN THE SPECIFICATION:**

On page 1 of the specification, following the title, please enter the following paragraph concerning related application:

**RELATED APPLICATION**

a<sup>3</sup> This application is a continuation of a continuation of Reissue application U.S. Serial No. 08/880,748, filed 06/23/1997, now U.S. Patent No. Re.36,950, issued 11/07/2000, which is a continuation of Reissue application, U.S. Serial No. 08/369,910, filed 01/09/1995, now abandoned.

**REMARKS**

In response to the Office Action of August 8, 2003, applicant assumes that all the amendments set forth in the Amendment of May 6, 2003, have not been entered so that those amendments should be ignored.

Hopefully, the Patent Owner has made the appropriate amendments above.

Firstly, the Examiner objects to the manner of making the amendments to the RELATED APPLICATION, and this error has been corrected by amending the RELATED APPLICATION

in direct correlation to the Examiner's suggestion on page 3 of the Office Action so that hopefully this objection will now be withdrawn.

The Examiner also objects to the attempted amendment to the Claims by cancelling Claims 1 to 10 and inserting new Claims 19 to 28 for the reason that Claims 1 to 10 do not relate to the original application.

This error has been hopefully corrected by simply adding Claims 19 to 28 as new Claims in this Amendment; i.e., new with respect to the original '941 patent.

On page 4 of the Office Action, the Examiner states:

"Also pursuant to 37 CFR 1.173(c), each claim amendment must be accompanied by an explanation of the support in the disclosure of the patent for the amendment(i.e., support for all changes made in the claim(s), whether insertions or deletions). The failure to submit an explanation will generally result in a notification to applicant that the amendment prior to final rejection is not completely responsive(see 37 CFR 1.135(c)). Such an amendment after final rejection will not be entered."

The Patent Owner assumes that the Examiner is requesting such an explanation with respect to new Claims 19 to 28. However, with all due respect to the Examiner, it is believed that 37 CFR 1.173(c) refers to either amendments to the original Claims or amendments to new Claims. Since Claims 19 to 28 are being presented for the first time and

they are new Claims(not entered in the Amendment of May 6, 2003), it is not believed that 37 CFR 1.173(c) applies in this case.

On page 5 of the Office Action, the Examiner states:

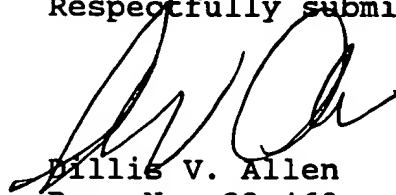
"U.S. Patent No. Re.35,950 issued with claims 1-22. Thus, to include any newly numbered claims in the instant reissue application as new claims 19-28 with respect to the '950 patent does not make sense. U.S. patent No. 5,301,941 issued with claims 1-18. To include any newly numbered claims in the instant reissue application as new claims 19-28 with respect to the '941 patent appears more plausible. Applicant should review exactly which claims from which patent are to be canceled and exactly which claims are to be added and include specific directions to cancel specific claims of the patent and to add new claims."

The Patent Owner has drafted the above amendments with respect to the '941 patent, which is the original patent, and not the first reissue '950 patent, and the Examiner appears to be agreeing with that philosophy in the above quotation.

The Examiner also on page 5 states that no copy of original patent claims has been furnished, but this has been obviated by the above submission of the original patent claims.

As applicant has made a good faith effort to place this application in condition for further examination, primarily on the merits, it is respectfully requested that this application now be examined on its merits.

Respectfully submitted,



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Attorney.

~~September 08, 2003~~  
Date